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January 5, 2001

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United States Environmental Protection Agency  
Office of Regional Counsel  
77 West Jackson Blvd.  
Chicago, IL 60604

Attn: Mary Fulghum

RE: USEPA v. Grand Pier Center, et al  
Lindsay Light II Site and  
North Columbus Drive RV3 Site  
Docket No. V-W-96-C-353  
June 6, 1996 as amended March 29, 2000; and  
Beverly Sand and Gravel Site  
Our File No. 7177.00001  
Your Policyholder: Grand Pier

Dear Ms. Fulghum:

As you know, at the December 7, 2000 meeting, the Agency requested a follow-up letter from Kerr-McGee and Grand Pier that these parties, the UAO Respondents, would address the thorium impacted soils beneath the sidewalk area contiguous the easternmost property line of the Grand Pier Site, which is also the west side of Columbus Drive between Illinois and Grand Streets. As such, the sidewalk area in question is not Grand Pier property, but is in the City of Chicago's right-of-way.

Previously, on December 12, 2000 Covington & Burling, on behalf of Kerr-McGee, wrote the Agency stating that this sidewalk area should be addressed in light of an existing Right-of-Way Agreement dated September 27, 1999, or an amendment thereto. On

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behalf of Grand Pier, we concur, sharing Kerr-McGee's view that such an approach is both appropriate and cost-effective.

Further, then, in light of this letter, and the December 12, 2000 Kerr-McGee letter, please forward to us a letter from the Agency confirming the Right-of-Way Agreement approach, and another letter from the USEPA to us confirming that the removal activities at Areas B and C have been completed, thereby triggering the requirement of Grand Pier to instruct STS to prepare a final Closure Report on the Grand Pier Site.

Very truly yours,

JOHNSON & BELL, Ltd.



Frederick S. Mueller

FSM/

cc: Raymond M. Chin/Grand Pier  
Michael J. Witte/R.M. Chin & Assocs.  
Fredrick A. Micke/USEPA  
Verneta J. Simon/USEPA  
Richard G. Berggreen/STS  
John T. Smith II/Covington, Burling  
Vince S. Oleszkiewicz/Baker, McKenzie  
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